

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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:
ASHOT EGIAZARYAN, :
:
Plaintiff, : 11-CV-02670 (GWG)
:
v. : 500 Pearl Street
:
PETER ZALMAYEV, : New York, New York
:
:
Defendant. : November 8, 2011
:
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TRANSCRIPT OF CIVIL CAUSE FOR DISCOVERY CONFERENCE
BEFORE THE HONORABLE GABRIEL W. GORENSTEIN
UNITED STATES MAGISTRATE JUDGE

APPEARANCES:

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1 mysterious, so I don't know if the notion is that this
2 defamation has hurt his chances for employment. You tell me.

3 MR. LUPKIN: Well, Mr. Egiazaryan is a businessman
4 and obviously for the reasons set forth in the complaint and
5 the subsequent filings it's very difficult, certainly at this
6 juncture, to do any business in Russia. If he intends to do
7 any business it would probably be here in the United States and
8 the defamation was targeted to a United States audience.

9 Moreover, I would say that there are certain
10 components of the defamation that are defamation per se for
11 which there need not be a calculation of precise damages. The
12 damages are presumed --

13 THE COURT: In which case you get nominal damages.

14 MR. LUPKIN: Correct, yes.

15 THE COURT: Okay. How about your damages, the cost
16 of the lawsuit, I assume.

17 MR. GOLDEN: That's principally the harm, although in
18 my client's case it may be loss of employment, but at the
19 moment it's just the cost of the lawsuit.

20 THE COURT: Well, the reason I ask is that I'm very
21 concerned about the number of depositions that are being asked
22 for in this case even if they don't exceed ten. Certainly they
23 do exceed ten. And, you know, it would be one thing if this
24 was two corporations deposing each other's employees. I'd be
25 happy to let you do all the depositions you want probably, but